

Message Text

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44

ACTION MED-03

INFO OCT-01 EA-11 ADP-00 L-03 CIAE-00 NSC-10 AID-20 CU-04

SNM-02 ABF-01 OPR-02 PER-05 OS-03 M-03 A-01 /069 W

----- 003634

R 081010 Z MAY 73

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 5058

INFO SECDEF

CSAF (JACI)

NAVY JAG

CINCPAC

CINCPACAF

CINCPACREPPHIL

13 AF

405 CSG

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E O 11652: N/A

TAGS: AMED, MARR, RP, SNAR

SUBJ: DEPENDENT DRUG PROGRAM

REF: A. STATE 086137 (DTG 072025 Z MAY 73) NOTAL

B. MANILA 2214 (DTG 270159 Z FEB 73)

C. STATE 025782 (DTG 0923135 Z FEB 73)

1. THE PROPOSED DEPENDENT DRUG TREATMENT PROGRAM AT CLARK AND SUBIC (REFTEL C) WAS DISCUSSED WITH UNDERSECRETARY OF JUSTICE MACARAIG. AS A RESULT OF THIS DISCUSSION, A LETTER WAS SENT BY DCM TO SECRETARY OF JUSTICE ABAD SANTOS DATED 30 MARCH 73 OUTLINING THE PROPOSED PROGRAM, STRESSING THE CONFIDENTIAL NATURE OF THE MEDICAL RECORDS AND REQUESTING A LETTER OF REPLY REFLECTING THEIR AGREEMENT WITH THE PROGRAM AND THE FACT THAT ANY MEDICAL RECORDS WOULD BE TREATED CONFIDENTIALLY AND NOT SUBJECT TO ANY TYPE OF LEGAL PROCESS. IT WAS UNDERSTOOD THAT THE LETTER AND ANY REPLY BY THE PHILS WOULD BE TREATED CONFIDENTIALLY BY
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BOTH GOVERNMENTS.

2. HOWEVER, AFTER JUSTICE SECRETARY RECEIVED LETTER, DEPT APPARENTLY DID FURTHER RESEARCH ON THE LEGAL REQUIREMENTS OF PHIL LAW AND MBA AND DID NOT BELIEVE THAT THEY COULD FORMALLY AGREE IN WRITING TO WHAT WAS ASKED. HOWEVER IN FUTHER DISCUSSIONS BETWEEN EMBASSY LEGAL OFFICE AND UNDERSECRETARY MACARAIG, THE POINT WAS MADE THAT DEPT OF JUSTICE WAS SYMPATHIC TO THE PROGRAM AND COULD FORESEE NO REAL PROBLEMS DEVELOPING IF IMPLEMENTED. MACARAIG STATED THAT NOW THAT WE HAD INFORMED THEM OF THE PROGRAM, IF ANY PROBLEMS DID DEVELOP, THEY COULD BE WORKED OUT THROUGH DISCUSSION. HE FURTHER STATED THAT IF WE STILL WANTED THEM TO REPLY IN WRITING, IT WOULD RESULT IN A VERY LEGALISTIC REPLY THAT WOULD NOT BE PARTICULARLY HELPFUL. CONSEQUENTLY, AFTER DISCUSSION WITHIN EMBASSY, IT WAS DECIDED THAT A NON- REPLY TO EMBASSY LETTER WOULD BE BEST UNER CIRCUMSTANCES AND MACARAIG HAS NOW BEEN SO INFORMED AND HAS AGREED.

3. CONSEQUENTLY, THE PRESENT SITUATION IS THAT GOP HAS BEEN INFORMED OF THE PROPOSED PROGRAM, HAS NO OBJECTION, AND IS SYMPATHETIC. THEY CANNOT FORESEE PROBLEMS DEVELOPING, BUT IF PROBLEMS DO ARISE THEY ARE WILLING TO DISCUSS AND ATTEMPT TO RESOLVE. EMBASSY BELIEVES THIS IS BEST ASSURANCE WE CAN OBTAIN FROM GOP AND SHOULD BE SUFFICIENT, BUT IN EVALUATING WHETHER TO PROCEED, U. S. OFFICIALS SHOULD FULLY REALIZE THAT WE HAVE NO IRONCLAD GUARANTEE THAT PROBLEMS COULD NOT DEVELOP EITHER AT LOCAL FISCAL LEVEL OR AT HIGHER LEVELS IF, IN THE FUTURE, PRESENT DEPT OF JUSTICE OFFICIALS ARE REPLACED.
HAMILTON

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*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

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Disposition Authority: boyleja
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Executive Order: n/a
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30 JUN 2005

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Status: <DBA CORRECTED> mcm 980107
Subject: DEPENDENT DRUG PROGRAM
TAGS: AMED, MARR, SNAR, RP
To: 13 AF
405 CSG
CINCPAC
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MED

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